

1 BY COUNCILMAN EVANS

2
3 CITY OF CENTRAL
4 PROPOSED ORDINANCE NO. 2016-____
5

6 AN ORDINANCE PERMITTING PERSONS TO RESIDE IN RECREATIONAL VEHICLES
7

8 WHEREAS, a Heavy Rain Event beginning during the second week of August 2016
9 caused catastrophic flooding within the City of Central; and
10

11 WHEREAS, a significant portion of the residences within the City were damaged by
12 flood waters and will take time to be repaired to a habitable condition; and
13

14 WHEREAS, Section 16.2 H.6. of the City of Central Comprehensive Zoning Code
15 prohibits recreational vehicles from being “used for living, sleeping, or housekeeping purposes in
16 any zoning district, unless within a regulated recreational vehicle park” and from being parked
17 “in the first 30 feet of the front yard driveway of a residential district;” and
18

19 WHEREAS, the Mayor and City Council believe it is in the best interests of the City’s
20 residents to waive the restrictions set forth above so that persons whose residences where
21 damaged by flooding caused by the Heavy Rain Event can live on their property while repairs
22 are performed on their residences; and
23

24 WHEREAS, Ordinance No. 2016- 33E, waiving the Section 16.2 H.6. RV prohibitions
25 was passed at an emergency meeting of the City Council pursuant to La.R.S. §§ 33:405 D.,
26 42:17A.(5) and 42:19A(1)(b)(iv) on August 16, 2016; and
27

28 WHEREAS, Ordinance No. 2016-33E was only effective for sixty (60) days, but the need
29 for this waiver will persist for significantly longer; and
30

31 WHEREAS, the waiver provisions of this Ordinance were considered by the City of
32 Central Zoning Commission at a Public Hearing on October 27, 2016.
33

34 NOW THEREFORE, BE IT ORDAINED by the Council of the City of Central, State of
35 Louisiana as follows:
36

37 Section 1: That the provisions of Section 16.2 H.6. of the City of Central
38 Comprehensive Zoning Code prohibiting recreational vehicles from being “used for living,
39 sleeping, or housekeeping purposes in any zoning district, unless within a regulated recreational
40 vehicle park” and from being parked “in the first 30 feet of the front yard driveway of a
41 residential district;” are hereby waived for persons whose residences where damaged by the
42 Heavy Rain Event caused flooding. Proof that the residence was damaged by such flooding, in
43 the form of a copy of an insurance or FEMA claim, is required in order to receive the waiver.

1 Section 2: The waiver of Section 16.2 H.6. of the City of Central Comprehensive
2 Zoning Code set forth in Section 1 of this ordinance shall be effective until August 12, 2017.

3
4 Section 3: The specific terms and conditions of this Ordinance shall prevail against
5 other ordinances of the City to the extent that there may be any conflict.

6
7 Section 4: Severability. If any section, subsection, sentence, clause or provision of
8 this Ordinance is declared by a court of competent jurisdiction to be invalid, such declaration of
9 invalidity shall not affect the validity of the Ordinance as a whole, or parts thereof, other than the
10 part declared invalid. The remainder of the Ordinance shall not be affected by the declaration of
11 invalidity and shall remain in force and effect.

12
13 Section 5. Effective Date. This Ordinance shall be effective upon publication.

14
15 Introduced before the Council on September 13, 2016.

16
17 This Ordinance having been submitted to a vote, the vote thereon was as follows:

18
19 For:

20 Against:

21 Absent:

22
23 Adopted the ____ day of _____, 2016.

24
25 Signed the ____ day of _____, 2016.

26
27 Delivered to the Mayor on the __ day of _____, 2016.

28
29 _____
30 Mark Miley, City Clerk

31
32 Approved:

33
34 _____
35 I.M. Shelton, Jr. Mayor

36
37 Received from Mayor on the _____ day of _____, 2016:

38
39 _____
40 Mark Miley, City Clerk

41
42 Adopted Ordinance published in *The Advocate* on the _____ day of _____, 2016

43 4842-3393-7976, v. 2